GOVERNMENT OF ANDHRA PRADESH
ABSRACT

PUBLIC SERVICES – PR&RD Department – Allegations of irregularities in alienation of demarcated open space areas in approved layouts of Thimmapuram (V), Kakinada Rural Mandal, East Godavari District - Departmental action against Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 read with Rule 9 of AP Revised Pension Rules, 1980 – Articles of charges - Issued.

---

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.RT.No. 258 Dated: 22-05-2020.

Read the following:

1.G G.A.(V&E) Dept, Report No.05 (C.No:498/V&E/D2/2016), Dt:13.02.2017.
2. Lr. No. 521588/CPR&RD/Vig/2017, Dated 10.09.2019 and 27.02.2020 of Commissioner, PR&RD, Tadepalli, Guntur District.
3. G.O.Ms. No. 626,PR&RD (Vig.III) Dept., Dated : 22.05.2020.

***

ORDER:

In pursuance of the sanction accorded under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the Revised Pension Rules, 1980 for instituting departmental proceedings against Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired, vide G.O 3rd read above, it is proposed to hold an enquiry against Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District and now retired in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired is directed to submit within 10 days of the receipt of this Order, a written statement of his defence.

4. Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired is informed that an enquiry will be held only in respect of that article of Charge which is not admitted. He should therefore, specifically, admit or deny each article of charge.

5. Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired is further informed that if he does not submit his written statement of defence on or before the date specified in Para-3 above further action will be proposed based on the material available.

6. Attention of Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules 1964, under which no Government Servant shall being or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from any person in respect of any

matter dealt within these Proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules 1964.

7. The receipt of the proceedings shall be acknowledged along with Annexure-I, II III and IV.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**GOPAL KRISHNA DWIVEDI**
**PRINCIPAL SECRETARY TO GOVERNMENT**

To
Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired (Through the CPR & RD)

The Commissioner, PR&RD, Tadepalli. Guntur District (2 Copies) (With a request to serve the order on the charged Officer and furnish the acknowledgment with dated signature for record).
The Secretary, APVC, A.P. Secretariat, Velagapudi.
The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

//FORWARDED::BY ORDER//

SECTION OFFICER

**ANNEXERE — I**

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI KVMR KRISHNA RAO, THE THEN JUNIOR ASSISTANT & IN CHARGE PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, EAST GODAVARI DISTRICT NOW RETIRED.

*****

**Article of charge**

That Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired while working as in charge Panchayat Secretary, Thimmapuram Gram Panchayat, East Godavari District has neglected his duties and failed to initiate any action for transfer of the open spaces in 36 layouts in favour of Thimmapuram Gram Panchayat, not taken any action to protect the available identified open spaces in approved layouts in his jurisdiction. He has also failed to take any action on the noticed encroachments by the third parities into the demarcated open spaces, failed to deter the transactions and alienation of open spaces during his tenure from 05.09.2015 to 29.01.2016, which resulted in huge loss of revenue in the form of open spaces land value to a tune of Rs. Rs.37,78,82,032/-. Thus he exhibited lack of devotion to duty and violated Rule 3 of AP Civil Services (conduct Rules), 1964. Hence, the charge.

**GOPAL KRISHNA DWIVEDI**
**PRINCIPAL SECRETARY TO GOVERNMENT**

//FORWARDED::BY ORDER//

SECTION OFFICER

**ANNEXURE –II**

STATEMNT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI KVMR KRISHNA RAO, THE THEN JUNIOR ASSISTANT & IN CHARGE PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, EAST GODAVARI DISTRICT NOW RETIRED.

**Charge:**

That Sri KVMR Krishna Rao, the then Junior Assistant & in charge Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, East Godavari District now retired while working as in charge Panchayat Secretary, Thimmapuram Gram Panchayat, East Godavari District has neglected his duties and failed to initiate any action for transfer of the open spaces in 36 layouts in favour of Thimmapuram Gram Panchayat, not taken any action to protect the available identified open spaces in approved layouts in his jurisdiction. He has also failed to take any action on the noticed encroachments by the third parities into the demarcated open spaces, failed to deter the transactions and alienation of open spaces during his tenure from 05.09.2015 to 29.01.2016, which resulted in huge loss of revenue in the form of open spaces land value to a tune of Rs. Rs.37,78,82,032/-.

**Statement of imputation with facts and evidence:**

Brief facts are that 36 Layouts were formed by developers between 1984 to 2007 in several Survey Numbers i.e 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 16, 18, 19, 20, 21, 22, 23, 25, 26, 27, 29, 30, 31, 33, 38, 39, 40, 41, 42, 43, 45, 47, 48, 49, 50, 51, 58, 59, 60, 63, 65, 66, 67, 71, 74, 77, 80, 82, 85, 89, 91, 92, 95, 96, 98, 102, 127, 175, 185, 204, 324, 334, 337, 338, 339, 341, 342. 343, 345, 346, 347, 348, 353, 355, 358, 359, 360, 361, 362, 364, 366, 374 & 378 of of Thimmapuram (V), of Kakinada Rural (M) of E.G. Dist. to a total extent of Acs. 314.42 Cts and obtained LPs from DTCP.

The developers and owners did not hand over the demarcated / identified open space as per the conditions laid down at the time of approval of L.P. to the concerned Gram Panchayat. Further, they have not obtained final approval / NOC from the concerned authorities before entering into the sale of the plots in such layouts.

Sri KVMR Krishna Rao worked as In charge Panchayat Secretary, Thimmapuram from 05.09.2015 to 29.01.2016. During the said period he did not enforce the LP conditions on the developers with regard to the demarcated open spaces in the approved layouts by the DTCP. The demarcated open spaces in the approved layouts of Thimmapuram (V) were not clearly demarcated, fenced and protected as stipulated in the rules at the time of grant of L.P as the said Panchayat Secretary did not enforce the L.P. conditions.

The demarcated open spaces in the approved layouts in Thimmapuram G.P. were kept vacant for long periods without alienation in favour of the G.P. and were left with the owners/ developers of such layouts. This facilitated the owners / developers who alienated the demarcated open spaces in certain layouts.

Thus, the Government Servant Sri KVMR Krishna Rao by his above mentioned act has exhibited, lack of integrity, devotion to duty and conduct, unbecoming of Government Servant and there by violation of Rules 3 (1) (2) & (5) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

**GOPAL KRISHNA DWIVEDI**
**PRINCIPAL SECRETARY TO GOVERNMENT**

//FORWARDED::BY ORDER//

SECTION OFFICER

**ANNEXURE — III**

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI KVMR KRISHNA RAO, THE THEN JUNIOR ASSISTANT & IN CHARGE PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, EAST GODAVARI DISTRICT NOW RETIRED.

G.A.(V&E) Dept, Report No.05 (C.No:498N&E/D2/2016, dt:13.02.2017.

**GOPAL KRISHNA DWIVEDI**
**PRINCIPAL SECRETARY TO GOVERNMENT**

//FORWARDED::BY ORDER//

SECTION OFFICER

**ANNEXURE — IV**

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST SRI KVMR KRISHNA RAO, THE THEN JUNIOR ASSISTANT & IN CHARGE PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, EAST GODAVARI DISTRICT NOW RETIRED.

ARE PROPOSED TO BE SUSTAINED.

-NIL-

**GOPAL KRISHNA DWIVEDI**
**PRINCIPAL SECRETARY TO GOVERNMENT**

//FORWARDED::BY ORDER//

SECTION OFFICER